



State of New Jersey

ROBERT J. DEL TUFO
ATTORNEY GENERAL

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF VETERINARY MEDICAL EXAMINERS

EMMA N. BYRNE
DIRECTOR

LOCATION:

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August 3, 1992

Frederic D. Nisenholz, V.M.D.
River Edge Animal Hospital
311 Kinderkamack Road
River Edge, New Jersey 07661

Re: Case #92-50

Dear Dr. Nisenholz:

This is to advise you that the Board of Veterinary Medical Examiners has received and reviewed certain information regarding activity in which you were engaged as a Board licensee. The Board's initial review discloses that you committed repeated acts of negligence within the meaning of N.J.S.A. 45:1-21 d in October, 1990 when you declawed a cat named "Bo", owned by Paul & Christine Wade, namely:

1. You removed ten (10) claws and four (4) regrew as a result of poor surgical procedure.

You are hereby offered the opportunity to settle this matter and avoid the initiation of formal disciplinary proceedings by signing the enclosed certification and paying a civil penalty in the amount of \$200.00, making restitution in the amount of \$369.00. The restitution check is to be made payable to Paul & Christine Wade and sent to this office for forwarding to the consumer. Alternatively, you may waive your right to a hearing and submit a written statement or explanation to the Board. The Board will consider this statement and render a final decision thereon. You may also request a hearing in which case the matter will be scheduled and this notice will serve as a complaint. At the hearing you may, either personally or with the assistance of an attorney, submit such testimony or other evidence as you may deem necessary in order for the Board to finally determine whether the unlawful acts set forth herein have been proven.

You should also be aware that upon final evaluation of the evidence submitted at the hearing, the Board may, if unlawful acts are found to exist, assess civil penalties in an amount greater than that herein offered in settlement. Additionally, the Board may, if the facts are found to so warrant, enter an order requiring the restoration of any monies acquired by unlawful acts, the payment of costs and directing that you cease and desist from continued use of those acts found to be unlawful.

The enclosed certification should be returned to the Board with your indicated course of action within ten days following receipt hereof. In the event that the Board receives no response within ten days, the allegations contained herein shall be deemed admitted and the Board will proceed to finally review this matter and enter an appropriate final order in relation thereto.

Very truly yours,


Maurice W. McQuade
Executive Director

MWM/lj
Encl.
c.r.r.

CERTIFICATION

92-50

Complaint of Paul & Christine Wade vs. Frederic D. Nisenholz, VMD Case No. 92-50

I have received the Board's letter dated 8/3/92
regarding alleged violations.

Please Check One:

✓ The allegations set forth therein are acknowledged and
I enclose herewith a check in the amount of \$ 200
payable to the "State of New Jersey". Further, I waive
any right which I may have to a hearing in this matter
and agree to cease and desist from the conduct alleged
in the notice.

 I waive my right to a hearing and submit a written
statement or explanation in lieu thereof.

 A hearing on this matter before the Board is hereby
requested.

F. D. Nisenholz, VMD
Signature

Dated: 8/5/92